

E-filing

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

**FILED**

MAY 21 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

ORIGINAL

MARION E. COIT on her behalf and on )  
behalf of others similarly situated )

Plaintiffs, )

v. )

CIVIL ACTION FILE

NO.

FIDELITY ASSURANCE ASSOCIATES )  
LLC; FIDELITY OF GEORGETOWN, )  
INC.; FINANCIAL SERVICES )  
CONSULTANTS, INC.; MILLS, )  
POTOCZAK & COMPANY; DULUDE & )  
CARMOUCHE, INC.; RICHARD H. )  
GUILFORD; BRAD C. THOMPSON; )  
BRENDA TLUCZEK; WILLIAM J. )  
CARMOUCHE; ESTUKO DULUDE; F. )  
NEIL THOMPSON; ANTHONY FEUER )  
and DOES 1 to 500, inclusive )

C08-02585

ADR  
JCS

Defendants. )

FILE BY FAX

**NOTICE OF JOINDER OF CERTAIN DEFENDANTS WITH  
REMOVAL TO UNITED STATES DISTRICT COURT**

TO: THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT  
COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA,  
OAKLAND DIVISION

Defendants Fidelity of Georgetown, Inc., Financial Services Consultants,  
Inc., Mills, Potoczak & Company, Richard H. Guilford, Brad C. Thompson, F.  
Neil Thompson ("Joining Defendants") hereby join Fidelity Assurance Associates,  
LLC ("Fidelity") by and through this undersigned counsel, in removing the above-

styled case from the Superior Court for the State of California in and for the County of Alameda, to the United States District Court for the Northern District of California, pursuant to 28 U.S.C. § 1441, and accordingly incorporates Fidelity's Notice of Removal herein.

Written notice of Joining Defendants joinder with the removal of this action has been given simultaneously herewith to Plaintiffs' counsel. A copy of this Notice of Joinder with Removal will be filed promptly with the clerk of the Superior Court for the State of California in and for the County of Alameda.

WHEREFORE, Joining Defendants pray that the Superior Court for the State of California in and for the County of Alameda proceed no further with Case No. RG08379968, and that said action be removed from the Superior Court for the State of California in and for the County of Alameda, to the United States District Court for the Northern District of California.

Respectfully submitted, this 21<sup>st</sup> day of May, 2008.

LOCKE LORD BISSELL & LIDDELL LLP

By: 

Michael Hession (SB# 219103)  
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Attorneys for Joining Defendants

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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and DOES 1 to 500, inclusive )

Defendants. )

**CERTIFICATE OF SERVICE**

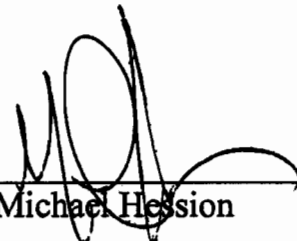
I hereby certify that I have served a copy of the within and foregoing  
***NOTICE OF JOINDER OF CERTAIN DEFENDANTS WITH REMOVAL TO  
UNITED STATES DISTRICT COURT*** by depositing a copy of same in the  
United States Mail, in an envelope with adequate postage affixed thereto,  
addressed to counsel of record as follows:

Robert S. Arnes  
Morgan C. Smith  
Jonathan E. Davis  
The Arns Law Firm

515 Folsom Street, 3rd Floor  
San Francisco, CA 94105

Kathryn a. Stebner  
Stebner and Associates  
870 Market Street, Suite 1212  
San Francisco, CA 94102

This 21<sup>st</sup> day of May, 2008.

  
\_\_\_\_\_  
Michael Hession